

Attorney's Docket No. 22,944 USA

**COMBINED DECLARATION AND POWER OF ATTORNEY**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,  
DIVISIONAL, CONTINUATION OR CIP)

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type:

(check one applicable item below)

- ☒ original
- ☐ design
- ☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part do not check next item; check appropriate one of last three items.

☐ national stage of PCT

NOTE: If one of the following 3 items apply then complete and also attach ADDED PAGED FOR DIVISIONAL, CONTINUATION OR CIP.

- ☐ divisional
- ☐ continuation
- ☒ continuation-in-part (CIP)

**INVENTORSHIP IDENTIFICATION**

**WARNING:** If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name, I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

COMPOSITIONS AND METHODS FOR EFFECTING THE LEVELS OF HIGH DENSITY LIPOPROTEIN (HDL) CHOLESTEROL AND APOLIPOPROTEIN AI, VERY LOW DENSITY LIPOPROTEIN (VLDL) CHOLESTEROL AND LOW DENSITY LIPOPROTEIN (LDL) CHOLESTEROL

the specification of which: (complete (a), (b) or (c))

- (a) ☒ is attached hereto.
- (b) ☐ was filed on \_\_\_\_\_ as \_\_\_\_\_ Serial No. 0 / \_\_\_\_\_ or \_\_\_\_\_ Express Mail No., as Serial No. not yet known \_\_\_\_\_ and amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

(c) \_\_\_\_\_ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

# **ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations. § 1.56(a).

\_\_\_\_\_ In compliance with this duty there is attached an information disclosure statement. 37 CFR 1.97.

# **PRIORITY CLAIM**

I hereby claim foreign benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d)   X   no such applications have been filed.

(e) \_\_\_\_\_ such applications have been filed as follows.

NOTE: Where items (c) is entered above and the International Application which designated the U.S. claimed priority check item (c), enter the details below and make the priority claim.

# **EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

# **ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)**  
(35 U.S.C. §119(e))

I hereby claim the benefit under title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

**Provisional Application Number**

**Filing Date**

60/032,254  
60/032,783

12/6/96  
12/6/96

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Patrick J. Kelly, Ph.D., Esq. Synnestvedt & Lechner  
Reg. No. 34,638 Reg. No. 11,101

Alexis Barron, Esq.  
Reg. No. 22,702

Joseph F. Posillico, Esq.  
Reg. No. 32,290

(check the following items, if applicable)

\_\_\_\_ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

**SEND CORRESPONDENCE TO**

**DIRECT TELEPHONE CALLS TO:**  
(Name and telephone number)

Patrick J. Kelly, Ph.D., Esq.  
Synnestvedt & Lechner LLP  
2600 Aramark Tower  
1101 Market Street  
Philadelphia, PA 19107

Patrick J. Kelly, Ph.D., Esq.  
(215) 923-4466

**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**SIGNATURE(S)**

Full name of **sole or first inventor** Michael Jaye

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship United States

Residence 142 North Lynwood Avenue, Glenside, Pennsylvania 19038

Post Office Address Glenside, Pennsylvania 19038

Full name of **second joint inventor**, if any Kim-Anh Thi Doan

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship Vietnamese

Residence 2813 Colony Drive, Apt. B6, Audubon, Pennsylvania 19403

Post Office Address Audubon, Pennsylvania 19403

CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGE(S) WHICH  
FORM A PART OF THIS DECLARATION

  X   Signature for third and subsequent joint inventors.  
Number of pages added   2  .

       Signature by administrator(trix), executor(trix) or legal  
representative for deceased or incapacitated inventor.  
Number of pages added       .

\* \* \*

  X   Added pages to combined declaration and power of attorney  
for divisional, continuation or continuation-in-part (CIP)  
application.

  X   Number of pages added   1  

\* \* \*

       Authorization of attorney(s) to accept and follow  
instructions from representative

\* \* \*

If no further pages form a part of this  
Declaration then end this Declaration with this  
page and check the following item

       This declaration ends with this page

663220-1042250

[illegible]

Full name of **sixth** joint inventor, if any Victoria J. South  
 Inventor's signature \_\_\_\_\_  
 Date \_\_\_\_\_ Country of Citizenship United States  
 Residence 122 Regents Road, Collegeville, Pennsylvania 19426  
 Post Office Address Collegeville, Pennsylvania 19426

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**ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR SIGNATURE BY THIRD AND SUBSEQUENT INVENTORS**

---

Full name of **seventh joint inventor**, if any Dawn Marchadier

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship Canada

Residence 253 Vista Court, Sickelerville, New Jersey 08081

Post Office Address Sickelerville, NJ 08081

Full name of **eighth joint inventor**, if any Cyrille Maugeais

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship France

Residence 348 South 15<sup>th</sup> Street, Philadelphia, Pennsylvania 19102

Post Office Address Philadelphia, Pennsylvania 19102

Full name of **ninth joint inventor**, if any Daniel J. Rader

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Country of Citizenship United States

Residence 101 Acoma Lane, Collegeville, Pennsylvania 19426

Post Office Address Collegeville, Pennsylvania 19426

60322-7044-00

**ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION**

(complete this part only if this a divisional, continuation or CIP application)

**CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. 120**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 156(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS  
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:**

U.S. APPLICATIONS			Status (Check one)		
U.S. APPLICATIONS	U.S. FILING DATE		Patented	Pending	Abandoned
1. 08/ 985,492	12/5/97			X	
2. 0 /					
3. 0 /					
<b>PCT APPLICATIONS DESIGNATING THE U.S.</b>					
PCT APPLI- CATION NO.	PCT FILING DATE	U.S. SERIAL NOS. ASSIGNED (if any)			
4.					
5.					
6.					